



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

October 25, 1995

Mr. John R. Mercer  
Interim Executive Director  
Teacher Retirement System  
1000 Red River Street  
Austin, Texas 78701-26998

OR95-1138

Dear Mr. Mercer:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 36161.

You sought an open records decision from this office pursuant to section 552.305 of the Government Code. Consequently, this office notified representatives of Deloitte and Touche that we received your request for an open records decision regarding certain information contained in their response to the Teacher Retirement System's RFP for "Analysis and Planning for TRS 2000 Reengineering." In our letter to Deloitte and Touche, this office requested an explanation as to why portions of their RFP were excepted from public disclosure, with the caveat that its failure to provide such an explanation within a reasonable time would result in this office instructing you to disclose the information.

More than fourteen days have elapsed since this office issued the notice, but Deloitte and Touche has failed to provide this office with any explanation as to why the requested documents should not be released. Consequently, we have no basis for applying any exceptions to required public disclosure to this information. See Open Records Decision No. 552 (1990). Accordingly, you should release the information at this time. If you have any questions regarding this letter, please contact our office.

Yours very truly,

A handwritten signature in cursive script, reading "Kathryn P. Baffes", is written over the typed name.

Kathryn P. Baffes  
Assistant Attorney General  
Open Records Division

KPB/RWP/rho

Ref.: ID# 36161

Enclosures: Submitted documents

cc: Mr. Doug Belden  
Associate Partner  
Andersen Consulting, L.L.P.  
701 Brazos Street, Suite 1020  
Austin, Texas 78701  
(w/o enclosures)

Mr. Rory McLaughlin  
Deloitte and Touche  
700 Lavaca, Suite 1501  
Austin, Texas 78701-3102  
(w/o enclosures)